

09/26/03  
-13142 U.S. PTO

<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> Under Small Entity Status (New Nonprovisional Applications Under 37 CFR § 1.53(b))	Attorney Docket No. <u>3514/5</u>
--	--------------------------------------

TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of inventor **ROSS KATZ** entitled **FLAVORED PICK APPARATUS AND METHOD OF MANUFACTURING THEREOF**, for a:

- ☐ Original Patent Application.
- ☒ Continuing Application (prior application not abandoned):
- ☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)
  - ☒ Regular Filing of Provisional Application Serial No. 60/414,115 filed on September 27, 2002.
  - ☐ A statement claiming priority under 35 USC § 120 has been added to the specification.
- ☒ Applicant claims small entity status.

Enclosed are:

- ☒ Specification; 17 Total Pages (including title page) ☒ Drawing(s); 5 Total Sheet(s).
- ☐ Oath or Declaration:
- ☐ A Newly Executed Combined Declaration and Power of Attorney:
    - ☐ Signed. ☐ Unsigned. ☐ Partially Signed.
  - ☐ A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).
    - ☐ Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated herein by reference.
    - ☐ Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).
  - ☐ Power of Attorney. ☒ Return Receipt Postcard.
  - ☐ Associate Power of Attorney. ☐ A check in the amount of \$\_\_\_\_\_ for the filing fee.
  - ☐ Preliminary Amendment. ☐ Information Disclosure Statement and Form PTO-1449.
  - ☐ A Certified Copy of Priority Documents (if foreign priority is claimed).
  - ☒ Other: Statement of Priority Claimed

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	23- 20	3	\$9.00	\$ 27.00
Independent Claims	4- 3	1	\$42.00	\$ 42.00
Multiple Dependent Claims (if applicable)				\$ 0.00
Basic Filing Fee				\$ 375.00
Total Filing Fee (not enclosed or authorized to be charged to deposit account)				\$ 444.00

- ☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0930. A duplicate copy of this sheet is enclosed.
- ☐ Any additional filing fees required under 37 CFR § 1.16.
- ☐ Any patent application processing fees under 37 CFR § 1.17.

Respectfully submitted,

By: Jeffrey A. Pine  
Jeffrey A. Pine, Reg. No. 36,893

Date: September 26, 2003

Correspondence Address:

Jeffrey A. Pine  
BANIAK PINE & GANNON  
150 N. Wacker Drive, Suite 1200  
Chicago, Illinois 60606  
(312) 673-0360 Telephone  
(312) 673-0361 Facsimile

I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

Mail Stop Box Conversion  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

By: Jeffrey A. Pine

Typed Name: Jeffrey A. Pine

Express Mail Label No.: EV 343 784 326 US

Date of Deposit: September 26, 2003

21906 U.S. PTO  
10/673029  
09/26/03